

BOARD OF ADJUSTMENTS

May 20, 2013

Minutes

I. Call the meeting to order.

The meeting was called to order at 6:00p.m. with Steve Diehl, as Chairman presiding. Board members present: Steve Diehl, BJ Evans, Stephania Pierce, Jim Rimbey, and Elizabeth Beebe. City of Ingleside staff present: Code Enforcement Officer Carey Dietrich, and Administrative Assistant Anna Kucera. There were 6 guests.

II. Consideration and action of the Minutes of the Board of Adjustment Meetings of April 29, 2013.

Board member BJ Evans made a motion to approve the minutes of April 29, 2013 with the correction of a typo, which was seconded by Stephania Pierce. The minutes were approved by Board members Steve Diehl, BJ Evans, Stephania Pierce, Jim Rimbey, and Elizabeth Beebe.

III. Other Business

- (A) **Public hearing to give all interested parties & citizens an opportunity to be heard concerning a request filed by Moises Soto to encroach into the back setback by building a carport 6 feet 9 inches off the back property line, (encroachment of 13 feet 3 inches) at Lot 12, Block 2, Humble Subdivision, also known as 2534 Arkansas.**

Chairman Steve Diehl opened the Public Hearing at 6:03p.m.

Moises Soto explained that it was in his best interest to build a carport on his existing driveway slab to protect his vehicles. In 1989, the original permitted plans when he built the driveway was to have a carport. The current slab was an engineered slab. Mr. Soto explained that his original intent was to put the carport in the grassy area next to the existing garage unattached.

No one spoke against the request. There was 1 letter and no calls received against the request for variance.

Chairman Steve Diehl closed the Public Hearing at 6:05p.m.

- (B) **Consideration and possible action on (A) above.**

Code Enforcement Officer Carey Dietrich explained that the purpose of the 20 foot setback was for the clearance of parking a vehicle outside a garage. Board member Stephania Pierce questioned what is an encroachment? Mrs. Dietrich

explained that it was a setback rule where there could be no permanent structures within the set footage for safety reasons. Board member Stephania Pierce stated it was for safety issues not about traffic issues. Chairman Steve Diehl questioned Mr. Soto if a hardship existed. Mr. Soto stated there was no hardship. Mr. Diehl explained that if the proposed structure was built unattached and the entrance was facing the current driveway then the setback would be different. Mrs. Dietrich explained that there would only be required to have a 5 foot setback and would be considered a utility structure.

A motion was made by Board member Elizabeth Beebe to deny the variance request, with a second given by Board member Jim Rimbey. The variance was denied by Board members Steve Diehl, BJ Evans, Stephania Pierce, Jim Rimbey, and Elizabeth Beebe.

IV. Comments from the Public

There were no comments from the Public.

V. Reports from Board of Adjustments members.

Board member Stephania Pierce suggested an agenda item to discuss the purposes and powers of the Board of Adjustments. Board member Steve Diehl suggested that the board members notify the staff by the Wednesday or Thursday prior to the meeting if they are unable to attend.

VI. Reports from Staff.

There were no reports from staff.

VII. Adjournment

The meeting was adjourned at 6:29pm

APPROVED:

ATTEST:

Chair or Vice Chairman

Anna Kucera, Administrative Assistant